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9
10 UNITED STATES DISTRICT COURT
11 SOUTHERN DISTRICT OF CALIFORNIA

12 SUIHUAN CAO,)	Civil No. 08CV0511-DMS (BLM)
)	
13 Petitioner,)	JOINT MOTION FOR RE-SETTING OF
)	BRIEFING SCHEDULE
14 v.)	
)	[Fed. R. Civ. P. 6(b)(1)]
15 MICHAEL CHERTOFF, et al.,)	
)	
16 Respondents.)	
)	
17 _____)	

18 COME NOW THE PARTIES, Petitioner SUIHUAN CAO by and through counsel, Janet Tung,
19 and Respondents MICHAEL CHERTOFF, et al., by and through their counsel, Karen P. Hewitt, United
20 States Attorney, and Raven M. Norris, Assistant United States Attorney, and hereby jointly move the
21 Court to extend the time for filing of Respondents' responsive pleading. In order to address Petitioner's
22 claims and without waiving Respondents' rights to defend the causes of actions and allegations,
23 including the right to file any FED. R. CIV. P. 12 motions to dismiss, the parties jointly request this
24 extension of time. Based upon the foregoing, it is respectfully requested that the Court enter an order,
25 under FED. R. CIV. P. 6(b)(1), re-setting the deadline for filing the Return be re-set to **April 28, 2008**.
26 Counsel has agreed that the traverse will remain due on **May 19, 2008**.

27 ///

28 ///

1 Dated: April 18, 2008

Respectfully submitted,

2 KAREN P. HEWITT
United States Attorney

3 s/ Raven M. Norris
4 RAVEN M. NORRIS
Assistant U.S. Attorney
Attorneys for Respondents

6 Dated: April 18, 2008

7 s/ Janet Tung
JANET TUNG
Attorney for Petitioner
E-Mail: janet_tung@fd.org

9 Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures
10 of the United States District Court for the Southern District of California, I certify that the content of
11 this document is acceptable to counsel for the Petitioner and that I have obtained authorization from
12 Janet Tung to affix her electronic signature to this document.
13

14 DATED: April 18, 2008

KAREN P. HEWITT
United States Attorney

16 s/ Raven M. Norris
17 RAVEN M. NORRIS
Assistant United States Attorney
Attorneys for Respondents
18 Email: Raven.Norris@usdoj.gov
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1 UNITED STATES DISTRICT COURT

2 SOUTHERN DISTRICT OF CALIFORNIA

3 SUIHUAN CAO,

4 Petitioner,

5 v.

6 MICHAEL CHERTOFF, Secretary of the
Department of Homeland Security, et al.,

7 Respondents.
8

) Case No. 08cv0511 DMS (BLM)

) CERTIFICATE OF SERVICE

9 IT IS HEREBY CERTIFIED THAT:

10 I, Raven M. Norris, am a citizen of the United States and am at least eighteen years of age. My
business address is 880 Front Street, Room 6293, San Diego, California 92101-8893.

11 I am not a party to the above-entitled action. I have caused service of the Government's
12 Opposition on the following parties by electronically filing the foregoing with the Clerk of the District
Court using its ECF System, which electronically notifies them.

13 **Janet Tung, Esq.**

14 I hereby certify that I have caused to be mailed the foregoing, by the United States Postal
15 Service, to the following non-ECF participants on this case:

16 None

17 the last known address, at which place there is delivery service of mail from the United States Postal
Service.

18 I declare under penalty of perjury that the foregoing is true and correct.

19 Executed on April 18, 2008

20 s/ Raven M. Norris
21 RAVEN M. NORRIS